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13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN FRANCISCO DIVISION

16 THE CITY AND COUNTY OF SAN  
FRANCISCO, CALIFORNIA and THE  
17 PEOPLE OF THE STATE OF CALIFORNIA,  
Acting by and through San Francisco City  
18 Attorney DAVID CHIU,

19 Peoples,

20 v.

21 PURDUE PHARMA L.P., et al.

22 Defendants.  
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Case No. 3:18-cv-07591-CRB

**JOINT STATEMENT REGARDING  
ARCOS AND CERTAIN DATA SETS**

Honorable Charles R. Breyer

1 On February 16, 2022, the Court issued a Further Order Re: Trial Protocols and  
2 Schedules. Dkt. No. 1049. The Court ordered the parties to submit a follow-up joint  
3 statement regarding testimony at trial, as well as ARCOS and transactional data.

4 **JOINT STATEMENT**

5 On February 11, 2022, the parties submitted a joint statement regarding trial  
6 protocols and schedule. Dkt. No. 1049. In the parties' submission, Plaintiff sought the  
7 ability to present remote trial testimony of witnesses pursuant to Federal Rules of Civil  
8 Procedure 43(a) and 45. *Id.* at 4. The parties discussed the proposal during a meet and  
9 confer on February 24, 2022 and agree discussion of the topic should continue following  
10 the parties' exchange of witness lists on Monday, February 28.

11 In addition, the parties conferred on February 24, regarding the authenticity and  
12 admissibility of certain data sets including ARCOS and transactional data. The matters on  
13 which the parties have reached agreement are outlined in the stipulation and proposed order  
14 attached as Exhibit 1. To the extent additional agreements are made between now and trial  
15 with respect to other data sets or defendant specific documents, later stipulations will be  
16 proposed.

17 The parties agree to submit an additional joint statement detailing areas of agreement  
18 and disagreement to the Court by Wednesday, March 9.

1 DATED: February 28, 2022

2  
3 Respectfully Submitted,

4 Additional Counsel:

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**ATTESTATION**

Pursuant to Civil L.R. 5-1(i)(3), I hereby attest that concurrence in the filing of this document has been obtained from the above signatories.

DATED: February 28, 2022

s/Tiffany R. Ellis  
Tiffany R. Ellis

CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury that on February 28, 2022, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses on the attached Electronic Mail Notice List, and I hereby certify that I caused the mailing of the foregoing via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

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